

**RECEIVED
CENTRAL FAX CENTER**

MAR 31 2004

ERIK R. NORDSTROM
Patent Attorney

March 30, 2004

OFFICIAL

Fax

To: Paul E. Brock II
Organization: Technology Center 2815
United States Patent & Trademark Office
Fax: 1/703-872-9306
Pages: 9 (Including cover sheet)

From: Erik R. Nordstrom
PO Box 164140
Austin, TX 78716-4140
(512) 328-9510
(512) 306-1963

Subject: Reply to Office Action for:

TITLE: CONTACT MEMBER STACKING SYSTEM AND METHOD
SERIAL NO.: 10/092,104
APPLICANT: Wehrly, James D.
FILING DATE: March 06, 2002

In connection with the above-identified patent application, Applicant submits:

1. Fee Transmittal (in duplicate)
2. Request for Two-month Extension
3. Reply to Office Action Mailed 11/25/03

Erik Nordstrom
Erik R. Nordstrom
Patent Attorney
Reg. No. 39,792

CONFIDENTIALITY NOTICE:

Unless otherwise indicated or obvious from the nature of the transmittal, the information contained in this facsimile message is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify the sender by telephone and return the original message to Erik Nordstrom at the above address via the U.S. Postal Service at our expense.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL

for FY 2003

Effective 01/01/2003, Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$): 410.00

Complete if Known

Application Number: 10/092,104
 Filing Date: March 06, 2002
 First Named Inventor: Wehrly, James D.
 Examiner Name: Paul Brock II
 Art Unit: 2815
 Attorney Docket No.: 254-082/D1

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account:
 Deposit Account Number: 50-0897
 Account Name: Andrews & Kurth

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments.
☐ Charge any additional fee(s) during the pendency of this application.
☐ Charge fee(s) indicated below, except for the filing fee to the above identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 180	2005 90	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims: 20** = X =
 Independent Claims: 3** = X =
 Multiple Dependent: =

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20	
1201 84	2201 42	Independent claims in excess of 3	
1203 280	2203 140	Multiple dependent claim, if not paid	
1204 84	2204 42	** Reissue independent claims over original patent	
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$)

**For number previously paid, if greater; For Reissues, see above.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	2053 65	Non-English specification	
1812 2,520	2812 1,260	For filing a request for ex parte reexamination	
1804 920	2804 460	Requesting publication of SIR prior to Examiner action	
1805 1,840	2805 920	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	410.00
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	2451 755	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	2460 65	Petitions to the Commissioner	
1807 50	2807 25	Processing fee under 37 CFR 1.17(g)	
1808 180	2808 90	Submission of Information Disclosure Stmt	
8021 40	28021 20	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.128(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	2802 450	Request for expedited examination of a design application	

Other fee (specify)

Reduced by Basic Filing Fee Paid:

SUBTOTAL (3) (\$): 410.00

SUBMITTED BY

Name (Print/Type): Erik Nordstrom

Signature: Erik Nordstrom

Registration No. (Attorney/Agent): 39,792

(Complete if applicable)

Telephone: 512/238-7253

Date: March 30, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL
for FY 2003**

Effective 01/01/2003, Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$)-410.00**Complete if Known:**

Application Number	10/092,104
Filing Date	March 06, 2002
First Named Inventor	Wehrly, James D.
Examiner Name	Paul Brock II
Art Unit	2815
Attorney Docket No.	254-082/D1

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)																																																																																																																					
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account: Deposit Account Number: 50-0897 Deposit Account Name: Andrews & Kurth		3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1051-130</td> <td>2051-65</td> <td>Surcharge - late filing fee or oath</td> <td></td> </tr> <tr> <td>1052-50</td> <td>2052-25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>1053-130</td> <td>1053-130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>1812-2,520</td> <td>1812-2,520</td> <td>For filing a request for expedited reexamination</td> <td></td> </tr> <tr> <td>1804-920</td> <td>1804-920</td> <td>Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>1805-1,840</td> <td>1805-1,840</td> <td>Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>1251-110</td> <td>2251-50</td> <td>Extension for reply within first month</td> <td>410.00</td> </tr> <tr> <td>1252-410</td> <td>2252-205</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>1253-930</td> <td>2253-485</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>1254-1,450</td> <td>2254-725</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255-1,970</td> <td>2255-985</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1401-320</td> <td>2401-160</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>1402-320</td> <td>2402-160</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>1403-290</td> <td>2403-140</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>1451-1,510</td> <td>1451-1,510</td> <td>Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>1452-110</td> <td>2452-55</td> <td>Petition to revive - unavoidable</td> <td></td> </tr> <tr> <td>1453-1,300</td> <td>2453-650</td> <td>Petition to revive - unintentional</td> <td></td> </tr> <tr> <td>1501-1,300</td> <td>2501-650</td> <td>Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>1502-470</td> <td>2502-235</td> <td>Design issue fee</td> <td></td> </tr> <tr> <td>1503-630</td> <td>2503-315</td> <td>Plant issue fee</td> <td></td> </tr> <tr> <td>1460-130</td> <td>1460-130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>1807-50</td> <td>1807-50</td> <td>Processing fee under 37 CFR 1.17(g)</td> <td></td> </tr> <tr> <td>1806-180</td> <td>1806-180</td> <td>Submission of Information Disclosure Sheet</td> <td></td> </tr> <tr> <td>8021-40</td> <td>8021-40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td></td> </tr> <tr> <td>1809-750</td> <td>2809-375</td> <td>Filing a submission after final rejection (37 CFR 1.129(a))</td> <td></td> </tr> <tr> <td>1810-750</td> <td>2810-375</td> <td>For each additional invention to be examined (37 CFR 1.129(b))</td> <td></td> </tr> <tr> <td>1801-750</td> <td>2801-375</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>1802-900</td> <td>1802-900</td> <td>Request for expedited examination of a design application</td> <td></td> </tr> </tbody> </table>		Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	1051-130	2051-65	Surcharge - late filing fee or oath		1052-50	2052-25	Surcharge - late provisional filing fee or cover sheet		1053-130	1053-130	Non-English specification		1812-2,520	1812-2,520	For filing a request for expedited reexamination		1804-920	1804-920	Requesting publication of SIR prior to Examiner action		1805-1,840	1805-1,840	Requesting publication of SIR after Examiner action		1251-110	2251-50	Extension for reply within first month	410.00	1252-410	2252-205	Extension for reply within second month		1253-930	2253-485	Extension for reply within third month		1254-1,450	2254-725	Extension for reply within fourth month		1255-1,970	2255-985	Extension for reply within fifth month		1401-320	2401-160	Notice of Appeal		1402-320	2402-160	Filing a brief in support of an appeal		1403-290	2403-140	Request for oral hearing		1451-1,510	1451-1,510	Petition to institute a public use proceeding		1452-110	2452-55	Petition to revive - unavoidable		1453-1,300	2453-650	Petition to revive - unintentional		1501-1,300	2501-650	Utility issue fee (or reissue)		1502-470	2502-235	Design issue fee		1503-630	2503-315	Plant issue fee		1460-130	1460-130	Petitions to the Commissioner		1807-50	1807-50	Processing fee under 37 CFR 1.17(g)		1806-180	1806-180	Submission of Information Disclosure Sheet		8021-40	8021-40	Recording each patent assignment per property (times number of properties)		1809-750	2809-375	Filing a submission after final rejection (37 CFR 1.129(a))		1810-750	2810-375	For each additional invention to be examined (37 CFR 1.129(b))		1801-750	2801-375	Request for Continued Examination (RCE)		1802-900	1802-900	Request for expedited examination of a design application	
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid																																																																																																																				
1051-130	2051-65	Surcharge - late filing fee or oath																																																																																																																					
1052-50	2052-25	Surcharge - late provisional filing fee or cover sheet																																																																																																																					
1053-130	1053-130	Non-English specification																																																																																																																					
1812-2,520	1812-2,520	For filing a request for expedited reexamination																																																																																																																					
1804-920	1804-920	Requesting publication of SIR prior to Examiner action																																																																																																																					
1805-1,840	1805-1,840	Requesting publication of SIR after Examiner action																																																																																																																					
1251-110	2251-50	Extension for reply within first month	410.00																																																																																																																				
1252-410	2252-205	Extension for reply within second month																																																																																																																					
1253-930	2253-485	Extension for reply within third month																																																																																																																					
1254-1,450	2254-725	Extension for reply within fourth month																																																																																																																					
1255-1,970	2255-985	Extension for reply within fifth month																																																																																																																					
1401-320	2401-160	Notice of Appeal																																																																																																																					
1402-320	2402-160	Filing a brief in support of an appeal																																																																																																																					
1403-290	2403-140	Request for oral hearing																																																																																																																					
1451-1,510	1451-1,510	Petition to institute a public use proceeding																																																																																																																					
1452-110	2452-55	Petition to revive - unavoidable																																																																																																																					
1453-1,300	2453-650	Petition to revive - unintentional																																																																																																																					
1501-1,300	2501-650	Utility issue fee (or reissue)																																																																																																																					
1502-470	2502-235	Design issue fee																																																																																																																					
1503-630	2503-315	Plant issue fee																																																																																																																					
1460-130	1460-130	Petitions to the Commissioner																																																																																																																					
1807-50	1807-50	Processing fee under 37 CFR 1.17(g)																																																																																																																					
1806-180	1806-180	Submission of Information Disclosure Sheet																																																																																																																					
8021-40	8021-40	Recording each patent assignment per property (times number of properties)																																																																																																																					
1809-750	2809-375	Filing a submission after final rejection (37 CFR 1.129(a))																																																																																																																					
1810-750	2810-375	For each additional invention to be examined (37 CFR 1.129(b))																																																																																																																					
1801-750	2801-375	Request for Continued Examination (RCE)																																																																																																																					
1802-900	1802-900	Request for expedited examination of a design application																																																																																																																					
1. BASIC FILING FEE <table border="1"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1001-750</td> <td>2001-375</td> <td>Utility filing fee</td> <td></td> </tr> <tr> <td>1002-330</td> <td>2002-165</td> <td>Design filing fee</td> <td></td> </tr> <tr> <td>1003-520</td> <td>2003-260</td> <td>Plant filing fee</td> <td></td> </tr> <tr> <td>1004-750</td> <td>2004-375</td> <td>Reissue filing fee</td> <td></td> </tr> <tr> <td>1005-150</td> <td>2005-80</td> <td>Provisional filing fee</td> <td></td> </tr> </tbody> </table>		Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	1001-750	2001-375	Utility filing fee		1002-330	2002-165	Design filing fee		1003-520	2003-260	Plant filing fee		1004-750	2004-375	Reissue filing fee		1005-150	2005-80	Provisional filing fee		2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE <table border="1"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1202-18</td> <td>2202-9</td> <td>Claims in excess of 20</td> <td></td> </tr> <tr> <td>1201-84</td> <td>2201-42</td> <td>Independent claims in excess of 3</td> <td></td> </tr> <tr> <td>1203-280</td> <td>2203-140</td> <td>Multiple dependent claim, if not paid</td> <td></td> </tr> <tr> <td>1204-84</td> <td>2204-42</td> <td>** Reissue independent claims over original patent</td> <td></td> </tr> <tr> <td>1205-18</td> <td>2205-9</td> <td>** Reissue claims in excess of 20 and over original patent</td> <td></td> </tr> </tbody> </table>		Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid	1202-18	2202-9	Claims in excess of 20		1201-84	2201-42	Independent claims in excess of 3		1203-280	2203-140	Multiple dependent claim, if not paid		1204-84	2204-42	** Reissue independent claims over original patent		1205-18	2205-9	** Reissue claims in excess of 20 and over original patent																																																																					
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid																																																																																																																				
1001-750	2001-375	Utility filing fee																																																																																																																					
1002-330	2002-165	Design filing fee																																																																																																																					
1003-520	2003-260	Plant filing fee																																																																																																																					
1004-750	2004-375	Reissue filing fee																																																																																																																					
1005-150	2005-80	Provisional filing fee																																																																																																																					
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid																																																																																																																				
1202-18	2202-9	Claims in excess of 20																																																																																																																					
1201-84	2201-42	Independent claims in excess of 3																																																																																																																					
1203-280	2203-140	Multiple dependent claim, if not paid																																																																																																																					
1204-84	2204-42	** Reissue independent claims over original patent																																																																																																																					
1205-18	2205-9	** Reissue claims in excess of 20 and over original patent																																																																																																																					
SUBTOTAL (1) (\$)		SUBTOTAL (2) (\$)																																																																																																																					
SUBTOTAL (3) (\$)-410.00		SUBTOTAL (3) (\$)-410.00																																																																																																																					

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

(If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.)

MAR 31 2004

OFFICIAL
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Wehrly, James D.

Serial No.: 10/092,104

For: CONTACT MEMBER STACKING
SYSTEM AND METHOD

Group Art Unit: 2815

Examiner: Paul E. Brock II.

REPLY TO OFFICE ACTION MAILED NOVEMBER 25, 2003

Commissioner for Patents
Washington, D.C. 20231

Commissioner:

This is a reply filed in response to the Final Office Action mailed November 25, 2003. Based on the claim amendments, Applicant respectfully requests reconsideration. A request for a two-month extension extending the response date to April 25, 2004, along with a fee statement authorizing the Office to withdraw the fee of \$410.00 and any other fees associated with this filing to Deposit Account 50-0897.

1

CERTIFICATE OF FACSIMILE

I hereby certify that this paper or fee is being transmitted via facsimile 703-872-9306 (TC 2800) to the Assistant Commissioner for Patents, Washington, D.C. 20231, March 30, 2004.

By: Erik Nordstrom
Name: Erik Nordstrom